

1 WILDE & ASSOCIATES  
 2 Gregory L. Wilde, Esq.  
 3 Nevada Bar No. 004417  
 4 208 South Jones Boulevard  
 5 Las Vegas, Nevada 89107  
 Telephone: 702 258-8200  
[bk@wilde law.com](mailto:bk@wilde law.com)  
 Fax: 702 258-8787

Electronically Filed on \_\_\_\_\_

6 and

7 MARK S. BOSCO, ESQ.  
 8 Arizona Bar No. 010167  
 TIFFANY & BOSCO, P.A.  
 9 2525 East Camelback Road, Suite 300  
 Phoenix, Arizona 85016  
 10 Telephone: (602) 255-6000  
 11 **Attorney for Secured Creditor**

12 Wells Fargo Bank, N.A.  
 09-76532

13 UNITED STATES BANKRUPTCY COURT  
 14 DISTRICT OF NEVADA

In re:	BK09-27109-bam
	Chapter 7
James L. Houston and Clare L. Houston Debtors.	NOTICE OF ENTRY OF ORDER VACATING AUTOMATIC STAY HEARING DATE: 10/20/09 HEARING TIME: 1:30pm

20 PLEASE TAKE NOTICE that on the 29th day of OCTOBER, 2009,  
 21 the Order Vacating Automatic Stay was entered by the court.

22 DATED: 11/3/09

23  
 24 WILDE & ASSOCIATES

25 By G. Wilde #10235

26 GREGORY L. WILDE, ESQ.  
 Attorney for Secured Creditor



Entered on Docket  
October 29, 2009

Hon. Bruce A. Markell  
United States Bankruptcy Judge

WILDE & ASSOCIATES  
Gregory L. Wilde, Esq.  
Nevada Bar No. 004417  
208 South Jones Boulevard  
Las Vegas, Nevada 89107  
Telephone: 702 258-8200  
[bk@wildelaw.com](mailto:bk@wildelaw.com)  
Fax: 702 258-8787

MARK S. BOSCO, ESQ.  
Arizona Bar No. 010167  
TIFFANY & BOSCO, P.A.  
2525 East Camelback Road, Suite 300  
Phoenix, Arizona 85016  
Telephone: (602) 255-6000

Wells Fargo Bank, N.A.  
09-76532

UNITED STATES BANKRUPTCY COURT  
DISTRICT OF NEVADA

In Re:

James L. Houston and Clare L. Houston

Debtors.

BK-S-09-27109-bam

Date: 10/20/09  
Time: 1:30pm

Chapter 7

**ORDER VACATING AUTOMATIC STAY**

1 IT IS HEREBY ORDERED, ADJUDGED AND DECREED that the Automatic Stay in the  
2 above-entitled bankruptcy proceedings is immediately vacated and extinguished for all purposes as to  
3 Secured Creditor Wells Fargo Bank, N.A., its assignees and/or successors in interest, of the subject  
4 property, generally described as 3451 Blue Heather Drive, Las Vegas, NV 89129.  
5

6 IT IS FURTHER ORDERED, ADJUDGED and DECREED that the Secured Creditor shall  
7 give Debtors and Trustee at least five business days' notice of the time, place and date of sale.

8 DATED this \_\_\_\_\_ day of \_\_\_\_\_ 2009

9 Submitted by:

10 **WILDE & ASSOCIATES**

11 By /S/ GREGORY L. WILDE

12 **GREGORY L. WILDE, ESQ.**  
13 Attorney for Secured Creditor  
14 208 South Jones Boulevard  
Las Vegas, Nevada 89107

15 APPROVED / DISAPPROVED

16 \_\_\_\_\_  
17 David Mincin  
18 330 S. 3rd Street #900  
Las Vegas, NV 89101  
19 Attorney for Debtor(s)

20 APPROVED / DISAPPROVED

21 \_\_\_\_\_  
22 William A. Leonard  
23 5030 Paradise Road, #B216  
Las Vegas, NV 89119  
24 Chapter 7 Trustee  
25  
26

1 ALTERNATIVE METHOD RE: LOCAL RULE 9021:

2 In accordance with Local Rule 9021, the undersigned counsel certifies as follows (check one):

3  The court waived the requirements of LR 9021.

4  No parties appeared or filed written objections, and there is no trustee appointed in the case.

5  I have delivered a copy of this proposed order to all counsel who appeared at the hearing, any  
6 unrepresented parties who appeared at the hearing, and any trustee appointed in this case,  
and each has approved or disapproved the order, or failed to respond, as indicated below  
(list each party and whether the party has approved, disapproved, or failed to respond to the  
document):

7 (List Parties)

8 Debtor's counsel:

9  approved the form of this order  disapproved the form of this order

10  waived the right to review the order and/or  failed to respond to the document

11  appeared at the hearing, waived the right to review the order

12  matter unopposed, did not appear at the hearing, waived the right to review the order

13 Trustee:

14  approved the form of this order  disapproved the form of this order

15  waived the right to review the order and/or  failed to respond to the document

16 Other Party: \_\_\_\_\_

17  approved the form of this order  disapproved the form of this order

18  waived the right to review the order and/or  failed to respond to the document

19 Breach Order:

20  This is an Order Vacating the Stay after the Failure to cure a Declaration of Breach. Copies of  
21 this proposed order were transmitted to Debtor's counsel and appointed trustee to which  
22 they have not replied

24 Submitted by:

25 /s/ Gregory L. Wilde, Esq.

Gregory L. Wilde, Esq.

26 Attorney for Secured Creditor

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8 [bk@wildelaw.com](mailto:bk@wildelaw.com),

9 and

10 MARK S. BOSCO, ESQ.

11 Arizona Bar No. 010167

12 TIFFANY & BOSCO, P.A.

13 2525 East Camelback Road, Suite 300

14 Phoenix, Arizona 85016

15 Telephone: (602) 255-6000

16 Wells Fargo Bank, N.A.

17 09-76532

18 **UNITED STATES BANKRUPTCY COURT**

19 **DISTRICT OF NEVADA**

20 In Re:

21 BK-S-09-27109-bam

22 James L. Houston and Clare L. Houston

23 Date: 10/20/09

24 Time: 1:30pm

25 Chapter 7

26 Debtors.

18 **CERTIFICATE OF SERVICE**

19 1. On 11/13/09 I served the following documents(s):

20 **NOTICE OF ENTRY OF ORDER VACATING AUTOMATIC STAY**

21 2. I served the above-named document(s) by the following means to the persons as listed below:

22 **X a. ECF System**

24 David Mincin

25 mcknightlaw@cox.net

26 Attorney for Debtors

///

1 William A. Leonard  
2 biff7tte@mindspring.com  
3 Trustee

4  
5 **X b. United States mail, postage fully prepaid:**

6  
7 David Mincin  
8 330 S. 3rd Street #900  
9 Las Vegas, NV 89101  
10 Attorney for Debtors

11 James L. Houston and Clare L. Houston  
12 3451 Blue Heather Drive  
13 Las Vegas, NV 89129  
14 Debtors

15  **c. Personal Service (List persons and addresses. Attach additional paper if necessary)**

16 I personally delivered the document(s) to the persons at these addresses:

17  1. For a party represented by an attorney, delivery was made by handing the  
18 document(s) to the attorney's office with a clerk or other person in charge, or if no one is charge  
19 by leaving the document(s) in a conspicuous place in the office.

20 N/A

21  2. For a party, delivery was made by handing the document(s) to the party or  
22 by leaving the document(s) at the person's dwelling house or usual place of abode with someone  
23 of suitable age and discretion residing there.  
24 N/A

25  **d. By direct mail (as opposed to through the ECF System)**

26 *(List persons and email addresses. Attach additional paper if necessary)*

27 Based upon the written assignment of the parties to accept service by email or a court order. I  
28 caused the document(s) to be sent to the persons at the mail addresses listed below. I did not  
29 receive, within a reasonable time after the transmission, any electronic message or other  
30 indication that the transmission was unsuccessful.

31  **e. By fax transmission (List persons and fax numbers. Attach additional paper if necessary)**

1           Based upon the written assignment of the parties to accept service by fax transmission or  
2 a court order. I faxed the document(s) to the persons at the fax numbers listed below. No error  
3 was reported by the fax machine that I used. A copy of the record of the fax transmission is  
4 attached.

5

6            **f. By messenger** (*List persons and addresses. Attach additional paper if necessary*)

7

8           I served the document(s) by placing them in an envelope or package addressed to the  
9 persons at the addresses listed below and providing them to a messenger for service.

10           (*A declaration by the messenger must be attached to this Certificate of Service*).

11

12           **I declare under penalty of perjury that the foregoing is true and correct.**

13

14           Signed on : 11/13/09



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16           Employee of Wilde & Associates

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